

EASTERN DISTRICT OF TEXAS

CIVIL ACTION NO. 1:09-CV-399

Defendant.

The court has received the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings, and all available evidence. No objections were filed to the magistrate judge's Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered dismissing this lawsuit.

SIGNED at Beaumont, Texas, this 3rd day of August, 2009.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE